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## MITED STATES PATENT AND TRADEMARK OFFICE

Art Unit:

Examiner:

1651

Fernandez

Applicants: Xia, et al.

Serial No. 10/530,830 Filed: April 9, 2005

For: Assay Methods For State-Dependent Calcium Channel

Agonists/Antagonists

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P.O. Box 1450

Alexandria, Virginia 22313-1450

## INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

Sir:

- 1. In compliance with 37 C.F.R. 1.97, submitted on the attached form herewith is a list of patents, publications or other information which are requested to be made of record in this application. This Information Disclosure Statement is not an admission that any patent, publication or other information referred to herein is "prior art" for this invention. In accordance with 37 C.F.R. 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. 1.56(b).
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- Applicants respectfully request that the Examiner initial the attached form after reviewing the pertinence of each reference.
- Pursuant to 37 C.F.R. 1.98 (a)(2)(ii), copies of each cited U.S. patent and each U.S. patent application publication are not enclosed herewith.

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date appearing below.

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## INFORMATION DISCLOSURE STATEMENT

5. Pursuant to 37 C.F.R. 1.98(d), copies of references listed on the attached form that were submitted to or cited

by the Office in a related application upon which the instant application relies for an earlier filing date under 35 U.S.C. 120

are not enclosed. Related application(s) in which references were submitted to or cited by the Office are as follows:

	RELATED AF	PPLICATION
U. S. SERIAL NUMBER	FILING DATE	MERCK CASE
		-
If this is inconvenient, additional copies will be submitted upon re-	quest.	-
6. In accordance with 37 C.F.R. 1.97, (check one)		
the attached information is filed within three months of the filir	g date of the captioned case.	
the attached information is filed more than three months after Office Action on the merits.	the filing date but prior to the	mailing of a first
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the attached information is being filed more than three months office Action on the merits, but before the mailing date of a Fi otherwise closes prosecution in the application. The enclosed Account No. 13-2755 for the	nal Action, Notice of Allowand d authorization is therefore giv	e, or an action that
each item of information contained in this Information Discloss from a foreign patent office in a counterpart foreign application Statement.		
each item of information contained in the information disclosu from a foreign patent office in a counterpart application and the designated in §1.56(c) more than thirty days prior to the filing	is communication was not red	ceived by any individual
no item of information contained in this Information Disclosure foreign patent office in a counterpart foreign application, and, after making reasonable inquiry, was known to any individual months prior to the filing of this Statement.	to the knowledge of the perso	n signing the certificatio
	Respectfully submitted.	

By: Joan E. Switzer

Attorney For Applicant(s)

Reg. No. 34,740 MERCK & CO., INC. Patent Dept., RY60-30

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ALL REFERENCES CONSIDERED EXC

Substitute for form 1449A/PTO		S. Patent and Trademark Office JLS DEPARTABLY OF COMMERCE
INFORMATION, DISCLOSURE	Application Number	10/530,830
STATEMENT BY APPLICANT	Filing Date	April 9, 2005
STATEMENT BY APPLICANT	First Named Inventor	Xia, et al.
JUL 2 6 2007 "	Group Art Unit	1391
(use as supply sheets as necessary)	Examiner Name	M. Pak
Sheet 1 of 3	Attorney Docket Number	21113P

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